

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

LOWELL QUINCY GREEN,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
HON. K. NICOLE MITCHELL,	)	
	)	
Defendant.	)	Civil Action No. 3:19-CV-0016-C

**ORDER**

Before the Court are the Findings, Conclusions, and Recommendation of the United States Magistrate Judge advising that the Court should construe Plaintiff's filing [Doc. 13] as a motion seeking relief under Federal Rule of Civil Procedure 60(b) and that the same should be denied.<sup>1</sup>

The Court conducts a *de novo* review of those portions of the Magistrate Judge's report or specified proposed findings or recommendations to which a timely objection is made. 28 U.S.C. § 636(b)(1)(C). Portions of the report or proposed findings or recommendations that are not the subject of a timely objection will be accepted by the Court unless they are clearly erroneous or contrary to law. *See United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir. 1989).

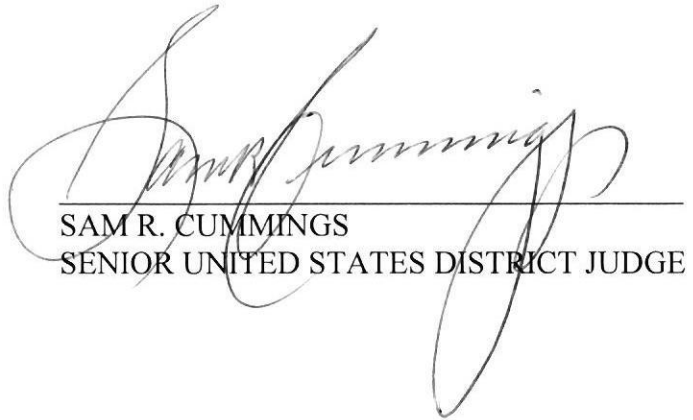
After due consideration and having conducted a *de novo* review, the Court finds that Plaintiff's objections should be **OVERRULED**. The Court has further conducted an independent review of the Magistrate Judge's findings and conclusions and finds no error. It is

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<sup>1</sup> Plaintiff filed objections to the Magistrate Judge's Findings, Conclusions, and Recommendation on February 22, 2021.

therefore **ORDERED** that the Findings, Conclusions, and Recommendation are **ADOPTED** as the findings and conclusions of the Court. For the reasons stated therein, Plaintiff's filing [Doc. 13] is construed as a motion seeking relief under Rule 60(b) and is hereby **DENIED**.

SO ORDERED this 23<sup>rd</sup> day of February, 2021.



SAM R. CUMMINGS  
SENIOR UNITED STATES DISTRICT JUDGE